

EXHIBIT B

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE: HIGH-TECH EMPLOYEE
ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

ALL ACTIONS

Master Docket No. 11-CV-2509-LHK

**DECLARATION OF DR. EDWARD E.
LEAMER IN OPPOSITION TO
DEFENDANTS' ADMINISTRATIVE
MOTION**

1 I, Edward E. Leamer, declare as follows:


2 1. On December 10, 2012, I submitted a Reply Expert Report in Support of
3 Plaintiffs' Motion for Class Certification. In that report, I responded to [REDACTED]
4 [REDACTED] which purported [REDACTED]
5 [REDACTED] Leamer Reply ¶ 62. I explained that, when
6 controlling for [REDACTED]
7 [REDACTED]
8 [REDACTED] *Id.* ¶¶ 62-64. The underlying data was first produced by
9 Defendants. I later provided the data to Defendants as part of the master dataset I produced to
10 Defendants with my initial expert report, filed October 1, 2012.

11 2. On January 9, 2013, Defendants filed a Supplemental Declaration of Professor
12 Kevin M. Murphy in Support of Defendants' Administrative Motion for Leave to Supplement the
13 Record ("Murphy Supplemental Declaration"). The Murphy Supplemental Declaration attaches
14 tables of salary and total compensation data for Apple and Intel employees over time. However,
15 the tables in the Murphy Supplemental Declaration improperly [REDACTED]
16 [REDACTED]
17 [REDACTED] Supp. Murphy Decl., Ex. A. [REDACTED]
18 [REDACTED]

19 3. I have attached as Exhibit A charts that separate these same employees into groups
20 who shared the same job titles over the same years described in the Murphy Supplemental
21 Declaration. Here, again, the effects of Defendants' compensation structures and enforcement of
22 internal equity is apparent. These data further support my opinion that Defendants' salary
23 structures, and enforcement of internal equity, would have spread the effects of their agreements
24 on compensation broadly across all or nearly all members of the Class.

1 I declare under penalty of perjury under the laws of the United States that the above is true
2 and correct.

3 Executed on January 14, 2013, in Los Angeles, California.

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6 Edward E. Leamer
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EXHIBIT A

(redacted)